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STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
BOARD OF MEDICAL EXAMINERS

IN THE MATTER OF THE LICENSE OF

Administrative Action

Tong Li, M.D. License #25MA07581300 CONSENT ORDER

TO PRACTICE MEDICINE AND SURGERY IN THE STATE OF NEW JERSEY

This matter was opened to the New Jersey Medical Practitioner Review Panel (Panel) and the State Board of Medical Examiners (Board) as a result of the Panel being informed of an Adverse Action Report indicating that the privileges of Tong Li, M.D. (Respondent) to practice medicine at Robert Wood Johnson University Hospital-Hamilton were precautionarily suspended from October 3, 2014 to October 9, 2014 due to alleged improper preparation and timing of medical record entries for two patients.

On November 20, 2015, Respondent appeared with counsel at an investigative inquiry into the matter held before the Panel.

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Having reviewed the entire record, including testimony at the Panel inquiry, it appears to the Board that Respondent engaged in multiple acts of professional misconduct in violation of N.J.S.A. 45:1-21(e) regarding his improper preparation of two patient records on October 1, 2014. Although egregious, Respondent's actions appear to be isolated occurrences early in his career as a physician. Respondent's conduct did not result in patient harm and Respondent demonstrated insight into his actions and remorse during his appearance before the Panel.

The parties, having agreed to resolution of this matter without formal proceedings, and Respondent, having agreed and given his voluntary consent to the within order and waiving any right to a hearing, and the Board finding the within disposition adequately protective of the public health, safety, and welfare, and other good cause having been shown;

IT IS on this 15th day of JULY, 2016 HEREBY ORDERED AND AGREED that:

- 1. A public reprimand is hereby imposed upon Respondent for the professional misconduct outlined in this Consent Order.
- 2. Within six (6) months of the date this Order is filed, Respondent shall provide documentation to the Board that he has successfully completed a course in medical record-keeping which shall be approved in advance by the Board. Successful completion means that all sessions were attended, all

assignments were properly and appropriately completed, and a passing grade was achieved which was unconditional and without reservations.

- 3. Respondent shall remit payment of a civil penalty pursuant to N.J.S.A. 45:1-25 in the amount of \$5,000.00. Payment shall be made by certified check or money order payable to the State of New Jersey, and shall be submitted contemporaneously with this signed Order.
- 4. This Order is effective upon its filing with the New Jersey State Board of Medical Examiners.

NEW JERSEY STATE BOARD OF MEDICAL EXAMINERS

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GEORGE J. BOOTH, DO. FACOFP

Board President

I have read and understand the within Consent Order and agree to be bound by its terms.

Order approved to as to form and energy. /

and entry.

Nan Gallagher, Esq

Attorney for Tong Li, M.D.

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NOTICE OF REPORTING PRACTICES OF BOARD REGARDING DISCIPLINARY ORDERS/ACTIONS

All Orders filed by the New Jersey State Board of Medical Examiners are "government records" as defined under the Open Public Records Act and are available for public inspection, copying or examination. See N.J.S.A. 47:1A-1, et seq., N.J.S.A. 52:14B-3(3). Should any inquiry be made to the Board concerning the status of a licensee who has been the subject of a Board Order, the inquirer will be informed of the existence of the Order and a copy will be provided on request. Unless sealed or otherwise confidential, all documents filed in public actions taken against licensees, to include documents filed or introduced into evidence in evidentiary hearings, proceedings on motions or other applications conducted as public hearings, and the transcripts of any such proceedings, are "government records" available for public inspection, copying or examination.

Pursuant to $\underline{\text{N.J.S.A.}}$ 45:9-22, a description of any final board disciplinary action taken within the most recent ten years is included on the New Jersey Health Care Profile maintained by the Division of Consumer Affairs for all licensed physicians. Links to copies of Orders described thereon are also available on the Profile website. See http://www.njdoctorlist.com.

Copies of disciplinary Orders entered by the Board are additionally posted and available for inspection or download on the Board of Medical Examiners' website.

See http://www.njconsumeraffairs.gov/bme.

Pursuant to federal law, the Board is required to report to the National Practitioner Data Bank (the "NPDB") certain adverse licensure actions taken against licensees related to professional competence or conduct, generally including the revocation or suspension of a license; reprimand; censure; and/or probation. Additionally, any negative action or finding by the Board that, under New Jersey law, is publicly available information is reportable to the NPDB, to include, without limitation, limitations on scope of practice and final adverse actions that occur in conjunction with settlements in which no finding of liability has been made. Additional information regarding the specific actions which the Board is required to report to the National Practitioner Data Bank can be found in the NPDB Guidebook issued by the U.S. Department of Health and Human Services in April 2015. See http://www.npdb.hrsa.gov/resources/npdbguidebook.pdf.

Pursuant to N.J.S.A.45:9-19.13, in any case in which the Board refuses to issue, suspends, revokes or otherwise places conditions on a license or permit, the Board is required to notify each licensed health care facility and health maintenance organization with which a licensee is affiliated and every other board licensee in this state with whom he or she is directly associated in private medical practice.

In accordance with an agreement with the Federation of State Medical Boards of the United States, a list of all disciplinary orders entered by the Board is provided to the Federation on a monthly basis.

From time to time, the Press Office of the Division of Consumer Affairs may issue press releases including information regarding public actions taken by the Board.

Nothing herein is intended in any way to limit the Board, the Division of Consumer Affairs or the Attorney General from disclosing any public document.